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Attorney for Movant
DANIEL'S JEWELERS

FILED & ENTERED

MAY 24 2018

CLERK U.S. BANKRUPTCY COURT
Central District of California
BY tatum DEPUTY CLERK

NOT FOR PUBLICATION

UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
LOS ANGELES DIVISION

CHANGES MADE BY COURT

In re	)	Case No.: 2:18-12562-RK
FRANCISCO URIAS	)	CHAPTER 7
NIMIA URIAS	)	ORDER DENYING MOTION OF
	)	DANIEL'S JEWELERS FOR DEBTOR
	)	EXAMINATION AND PRODUCTION
Debtor(s),	)	OF DOCUMENTS UNDER FEDERAL
	)	RULE OF BANKRUPTCY
	)	PROCEDURE 2004
	)	<u>Vacated Appearance</u>
	)	Date: 06/15/2018
	)	Time: 12:00PM
	)	Place: 131 N TUSTIN AVE
	)	SUITE 200
	)	TUSTIN CA 92780

The motion of Daniel's Jewelers for an examination of Debtors under Federal Rule of Bankruptcy Procedure 2004 is denied because the moving papers do not demonstrate a good faith attempt for a prefiling conference with counsel for Debtors to confer in person or telephonically to arrange for a mutually agreeable date, time, place and scope of such examination as required by Local Bankruptcy Rule 2004-1. The declaration of Bruce Jackman, Daniel's Jewelers's counsel's staff member, merely attaches cryptic notes written in code undecipherable to the court and does not plainly

1 describe who was called, with whom he spoke with at the office of counsel for Debtors
2 and the substance of the conversation. There is no narrative discussion of how the
3 requirements of Local Bankruptcy Rule 2004-1 other than a generic and boilerplate
4 description that a conference was not conducted. The court notes that this motion is
5 even worse than prior motions because counsel did not even have the professional
6 courtesy to send a written letter to opposing counsel requesting a conference, which
7 was prior practice, and as indicated in this motion, just isolated telephone calls
8 apparently by counsel's staff member. The court denies the motion and will continue to
9 deny future motions unless Daniel's Jewelers describes in plain and intelligible English
10 its efforts in good faith to meet and confer with Debtors or their counsel as required by
11 Local Bankruptcy Rule 2004-1.
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14 The Debtor(s) are **NOT** ordered to, and **NEED NOT**, appear at 131 N. Tustin
15 Ave., Suite 200, Tustin, CA 92780, on 06/15/2018 at 12:00PM and produce records
16 demand by Daniel's Jewelers. Counsel for DANIEL'S JEWELERS **MAY NOT** examine
17 the Debtor(s) under Federal Rule of Bankruptcy Procedure 2004 at this time until there
18 is full compliance with Local Bankruptcy Rule 2004-1.
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21 Denial of the motion is without prejudice.

22 IT IS SO ORDERED.

23 ####

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25 Date: May 24, 2018

26 Robert Kwan
27 United States Bankruptcy Judge
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